

FEDERAL COMMUNICATIONS COMMISSION
Washington, D. C. 20554

FILE

JUN 18 2004

OFFICE OF
MANAGING DIRECTOR

Marie Smith
Office Manager
Universal Cablevision, Inc.
4440 26th Street West
Bradenton, FL 34207

Re: FY 2003 Regulatory Fees
Fee Control No. 00000RROG-04-052
Bill No. 042000002

Dear Ms. Smith:

This is in response to your letter dated March 3, 2004 filed on behalf of Universal Cablevision, Inc. for waiver of a late payment penalty associated with the fiscal year (FY) 2003 regulatory fee. Our records reflect that your \$351.78 regulatory fee was received by the Commission on September 29, 2003, but that we have not yet received your late payment penalty of \$87.94.

You explain in your request that your check for your regulatory fee was mailed in plenty of time and that it was received by the FCC prior to the September 25 deadline, but that it just went to the wrong place. You state that you received a call from the FCC so indicating and that your check was forwarded by the FCC's 12th Street office to the correct address. You explain that you were out sick with pneumonia and the address mistake was made when a temporary office worker processed the check for mailing and inadvertently put the FCC address at the top of the form on the envelope.

The Commission's rules are clear that licensees are required to pay to the Commission an annual regulatory fee in a timely manner. *See* 47 C.F.R. §1.1157; *see also Assessment and Collection of Regulatory Fees for Fiscal Year 2003*, Report and Order, 18 FCC Rcd 15, 985 (2003) (2003 Report and Order); 47 U.S.C. §159. It is the obligation of the licensees responsible for regulatory fee payments to ensure the Commission receives the fee payment no later than the final date on which regulatory fees are due for the year. *See* 47 C.F.R. §1.1157. The Commission's rules are clear that the regulatory fee payments must be directed to the locations and addresses set forth in the rules. 47 C.F.R. § 1.1159. Those rules set out addresses for post office boxes at the Mellon Bank in Pittsburgh, Pennsylvania. *See* 47 C.F.R. §§ 1.1152-1.1156. Your failure to submit your payment to the proper Mellon Bank address may have caused the delay in receipt of your regulatory fee.

The Communications Act of 1934, as amended, requires the Commission to assess a late payment penalty of 25 percent on any regulatory fee not paid in a timely manner. We find that Universal Cablevision did not meet its obligation to file its regulatory fee to be timely received by the Commission at the correct address by September 25, 2003, the final date of the regulatory filing window for FY 2003. We therefore deny your request for waiver of the penalty for late payment of the fiscal year 2003 regulatory fee.

Marie Smith, Office Manager

2.

A late payment penalty in the amount of \$87.94 for FY 2003 is now due. The fee must be filed, together with a copy of Bill No. 0420000002, within 30 days from the date of this letter. If you have any questions concerning this matter please contact the Revenue and Receivables Operations Group at (202) 418-1995.

Sincerely,

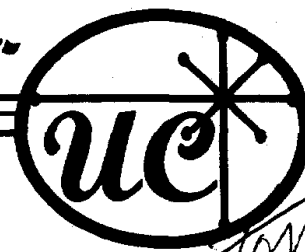
A handwritten signature in black ink, appearing to read 'Mark A. Reger', with a large, stylized initial 'M'.

Mark A. Reger
Chief Financial Officer

00000 RROG-04-052

Universal Cablevision, Inc.

4440 26th Street West
Bradenton, FL 34207



FCC/MELLON

MAR 19 2004

March 3, 2004

FCC
Washington, D.C. 20554

Dear Ms. Pride:

I am in receipt of your bill No. 04: 20000002, in which you are billing Universal Cablevision late charges for last years regulatory fees.

At this time, I would ask that these charges be waived since we DID send the payment in plenty of time and it was received by the FCC prior to the September 25 deadline; it just went to the wrong place.

A lady at the FCC called me on September 19, 2003 to let me know that the check and forms had been received at the FCC office on 12th Street. She forwarded everything to the office where it was supposed to go and that made it late. The mistake was made when a temporary office worker processed the check for mailing and inadvertently put the FCC address at the top of the form on the envelope. I was out sick with pneumonia at the time.

I realize late is late, but I am sincerely asking that you forgive this. We are a very small cable company with less than 500 subscribers and struggle each day to stay financially afloat.

Thank you for your time and consideration. Please call me with any questions. I look forward to hearing from you soon.

Sincerely,


Marie Smith
Office Manager

ACCOUNT PROCESSING
GROUP-007/807/TMT
2004 MAR 24 A 8:35

RECEIVED
FCC

FRN 0009573312

MAR 26 2004

AR012-A
4/13/2004
10:44:17

RAMIS ACCOUNTS RECEIVABLE - (C) DSG, Inc.
RECEIPTS DETAIL REPORT
SORTED BY TRANSACTION DATE, CD No., FEE CONTROL No.

PAGE 1
4/13/2004
10:44:17

CD No.	CD DATE	FEE CONTROL No.	FRN	PAYER NAME	TRANSACTION DATE	RECEIPT AMOUNT
560815	9/30/03	0309308835112001	0009573312	Universal Cablevision, Inc.	9/29/03	\$351.78

Seq: 1 Call Sign: FL0001 FCC Code 1: FCC Code 2: BRADENTONFL
PTC: 0371 QTY: 533 Applied Amt: 351.78 Tin Number:
Applicant Name: UNIVERSAL CABLEVISION INC
Address: 4440 26 ST W

Total Applied: \$351.78 Total Receipt: \$351.78

FY 2003

Regulatory Fee payment

Due date was 9/25/03

ARR025
4/13/2004
10:42:03

IRMIS ACCOUNTS RECEIVABLE - (C) DSG, Inc.
OPEN BILL DOCUMENTS

PAGE 1
4/13/2004
10:42:03

CUST NO. DOCUMENT NO.

0009573312 0420000002

BILL AMT: \$87.94
INT DUE: \$0.00
TRAN TYPE: FINE
BILL CYCLE:
BILL DESC: Assess penalty for late regulatory fee

BILL PAID: \$0.00
PEN DUE: \$0.00
RELEASE DATE: 10/01/03
REFERRAL CODE:

BILL BAL DUE: \$87.94
ADMIN DUE: \$0.00
DUE DATE: 10/31/03
EFT: 00013165

TOTAL DUE: \$87.94
TRANS DATE: 10/07/03
ACCT PERIOD: 1

SEQ: 1
ITEM AMT: \$87.94
PRODUCT: 0399
CODE VLTN:
IDENTIFIER:
CONTACT NAME:
BFY: 2003 FUND: 08

ITEM PAID: \$0.00
QTY: 1
BUR FILE NO: 0309308835
COMMENTS: payment not received by 09/25/03
CONTACT NO:
BOC: 0199 TYPE:

ITEM BAL DUE: \$87.94
DOC STATUS: 0
BUREAU NAME:

STATUS DT:
IA NUMBER:

TOTAL FOR CUSTOMER NO. 0009573312

\$87.94

Bill # referred to in letter

25%

Late payment
penalty

[Close Window](#)**Registration Details****FRN:** 0009573312**Registration Date:** 09/11/2003 12:05:56 PM**Last Updated:****Business Name:** Universal Cablevision, Inc.**Business Type:** Private Sector, Corporation**Contact Organization:** Universal Cablevision, Inc.**Contact Position:** Office Manager**Contact Name:** Marie Smith**Contact Address:** 4440 26th St. W.
Bradenton, FLORIDA 34207
United States**Contact Email:** TVMarie34207@aol.com**Contact Phone:** (941) 756-5460**Contact Fax:** (941) 756-5460

CORES